

RECEIVED  
CENTRAL FAX CENTER

APR 02 2013

FACSIMILE TRANSMISSION

**McCARTER  
& ENGLISH**  
ATTORNEYS AT LAW

SEND FAX TO:  
ATTN: Office of Petitions

COMPANY:  
USPTO

FAX No:  
571-273-8300

PHONE No:  
571-272-3222

FROM:  
Basam E. Nabulsi/03067

EMAIL:  
bnabulsi@mccarter.com

FAX No:  
203.399.5820

PHONE No:  
203.399.5920

April 2, 2013

Total number of pages including cover: 7

Client/Matter: 97661.00013

Call, If Problems: 203.399.5922

U.S. Patent No. 6,264,854  
U.S. Patent Application Serial No. 09/546,361  
Heat Absorbing Temperature Control Devices and Method  
Our Reference: 997661.00013

Dear Sir:

Patentee previously forwarded by facsimile on March 14, 2013, the following documents: (i) Petition for Reconsideration, (ii) a Second Supplemental Declaration of Basam E. Nabulsi In Support of Petition Under 37 CFR 1.378(b) to Accept Unavoidably Delayed Payment of Maintenance Fee and to Reinstate Patent with Exhibits A-Z and AA-BB, and (iii) Supplemental Declaration of Joan Simmons In Support of Petition Under 37 CFR 1.378(b) to Accept Unavoidably Delayed Payment of Maintenance Fee and to Reinstate Patent with Exhibits A-F.

On April 1, 2013, undersigned counsel contacted Petition Attorney Kenya A. McLaughlin by telephone based on the fact that the filed documents were not yet included in the electronic file for the subject patent on PAIR. Ms. McLaughlin instructed undersigned counsel to resubmit the materials. This facsimile cover sheet is being submitted with copies of the facsimile acknowledgment documentation received on March 14, 2013.

Due to facsimile restrictions at the U.S. Patent Office (150 pages per facsimile transmission), the resubmission – which totals 321 pages (inclusive of the original cover sheet) – will be transmitted by facsimile in three sections. Each section will include a copy of this cover sheet, so that the total resubmission will be 323 pages. Of note, the initial submission miscalculated the facsimile enclosures by 11 pages.

Respectfully,

Basam E. Nabulsi  
Registration No. 31,645

THE INFORMATION CONTAINED IN THE FACSIMILE MESSAGE IS ATTORNEYS' PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE PERSON OR ENTITY NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT (OR SOMEONE RESPONSIBLE TO DELIVER TO THE INTENDED RECIPIENT), PLEASE BE AWARE THAT ANY DISSEMINATION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US BY TELEPHONE IMMEDIATELY AT 203.399.5900 AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U. S. POSTAL SERVICE. THANK YOU.

ME1 15367736v.1

McCarter & English, LLP  
Canterbury Green  
201 Broad Street, 9<sup>th</sup> Floor  
Stamford, CT 06901  
T. 203.399.5900  
F. 203.399.5800  
www.mccarter.com

APR 02 2013

**Simmons, Joan**

---

**From:** donotreply@mccarter.com  
**Sent:** Thursday, March 14, 2013 7:42 PM  
**To:** Simmons, Joan  
**Subject:** Delivery Notice: Facsimile to the Office of Petitions at the USPTO

**DELIVERY NOTICE**

Your message was received at:

Date and time of receipt: March 14, 2013 23:02:17 GMT  
Received from: [jsimmons@mccarter.com](mailto:jsimmons@mccarter.com)  
Called fax machine identifier: USPTO  
Subject of message: Facsimile to the Office of Petitions at the USPTO

**Delivery Information:**

Delivered to: 15712738300 (United States)  
Date and time of delivery: March 14, 2013 23:41:41 GMT  
Number of pages delivered: 111  
Delivery was made on attempt #: 1  
Your Document Reference #: 0631000130738293502

For assistance, please contact EasyLink Customer Support:

<http://www.easylink.com/support>

Thank you for using EasyLink.

TO: Auto-reply fax to 120339951 COMPANY:

RECEIVED  
CENTRAL FAX CENTER

APR 02 2013

## Auto-Reply Facsimile Transmission



TO:

Fax Sender at 12033995822

Fax Information

Date Received:

3/14/2013 7:04 PM [Eastern Daylight Time]

Total Pages:

111 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page  
=====>

## Email to Fax Delivery

To: 15712738300  
From: jsimmons@mccarter.com  
Date: March 14, 2013 23:04:18 GMT  
Subj: Facsimile to the Office of Patilions at the USPTO  
Pages: 111

Joan Simmons / Patilions  
McCARTER & EROUSAL LLP  
One Canterbury Green, 291 Broad Street # 2000, Connecticut 06901  
Direct: 203-261-8877  
Fax: 203-261-8822  
jsimmons@mccarter.com P: 203-261-8822  
FACSIMILE TO THE OFFICE OF PATILIONS AT THE USPTO

PAGE 1/111 RCVD AT 3:45:36 PM [Eastern Daylight Time] \* SVR:WPTOFAX-001/19 \* DNIS:2738300 \* CSID:12033995827 \* DURATION (mm-ss):01-23

APR 02 2013

**Simmons, Joan**

---

**From:** donotreply@mccarter.com  
**Sent:** Thursday, March 14, 2013 7:35 PM  
**To:** Simmons, Joan  
**Subject:** Delivery Notice: Facsimile to Office of Petitions at the USPTO

**DELIVERY NOTICE**

Your message was received at:

Date and time of receipt: March 14, 2013 22:59:22 GMT  
Received from: [jsimmons@mccarter.com](mailto:jsimmons@mccarter.com)  
Called fax machine identifier: USPTO  
Subject of message: Facsimile to Office of Petitions at the USPTO

**Delivery Information:**

Delivered to: 15712738300 (United States)  
Date and time of delivery: March 14, 2013 23:35:00 GMT  
Number of pages delivered: 81  
Delivery was made on attempt #: 1  
Your Document Reference #: 0121000130738276109

For assistance, please contact EasyLink Customer Support:

<http://www.easylink.com/support>

Thank you for using EasyLink.

TO:Auto-reply fax to 12033995、 : COMPANY:

RECEIVED  
CENTRAL FAX CENTER

APR 02 2013

## Auto-Reply Facsimile Transmission



TO: Fax Sender at 12033995822

### Fax Information

Date Received:

**Total Pages:**

**Fax Sender at 12033995822**

3/14/2013 7:01 PM [Eastern Daylight Time]

81 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page

## Email to Fax Delivery

To: 15712738300  
From: jsimmons@mccarter.com  
Date: March 14, 2013 23:00:53 GMT  
Subject: Facsimile to Office of Petitions at the USPTO  
Pages: 81

JOHN SIMMONS // *Per'oga?*  
MCMASTER & ENGLISH LLP

One Canterbury Green 201 Bruce Street # Stamford, Connecticut 06903  
Direct 203-378-5922  
Fax: 203-378-6822  
johncanary@canary.com & [www.canary.com](http://www.canary.com)

[illegible]

APR 02 2013

**Simmons, Joan**

---

**From:** donotreply@mccarter.com  
**Sent:** Thursday, March 14, 2013 7:28 PM  
**To:** Simmons, Joan  
**Subject:** Delivery Notice: Fax to Office of Petitions at the USPTO

**DELIVERY NOTICE**

Your message was received at:

Date and time of receipt: March 14, 2013 22:56:44 GMT  
Received from: [jsimmons@mccarter.com](mailto:jsimmons@mccarter.com)  
Called fax machine identifier: USPTO  
Subject of message: Fax to Office of Petitions at the USPTO

**Delivery Information:**

Delivered to: 15712738300 (United States)  
Date and time of delivery: March 14, 2013 23:27:39 GMT  
Number of pages delivered: 145  
Delivery was made on attempt #: 1  
Your Document Reference #: 0951000130738260300

For assistance, please contact EasyLink Customer Support:

<http://www.easylink.com/support>

Thank you for using EasyLink.

TO: Auto-reply fax to 12033995 COMPANY:

RECEIVED  
CENTRAL FAX CENTER

APR 02 2013

## Auto-Reply Facsimile Transmission



TO:

Fax Sender at 12033995822

Fax Information

Date Received:

3/14/2013 6:59 PM [Eastern Daylight Time]

Total Pages:

145 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page  
=====>

## Email to Fax Delivery

To: 15712738300  
From: jsimmons@mccarter.com  
Date: March 14, 2013 22:58:57 GMT  
Subj: Fax to Office of Petitions at the USPTO  
Pages: 145

Joan Simmons // Partner  
McCARTER & ENGLISH LLP

One Cambridge Green 291 Broad Street 8th Floor, Connecticut 06901  
Desk: 203-289-5000  
Fax: 203-289-5000  
jsimmons@mccarter.com // 15712738300

\*\*\*\*\* THIS MESSAGE AND ANY ATTACHED FILES ARE UNCLASSIFIED AND FOR PUBLIC RELEASE \*\*\*\*\*

PAGE 1/145 \* RCVD AT 3/14/2013 6:59 PM \* FAX INFORMATION \* FAX TO: 15712738300 \* FROM: 12033995822 \* DURATION: 01:23